CIVIL DOCKET UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

Basis of Action: Petition

Action arose at:

for order of mandamus

Docket fee

Witness fees

Depositions

TITLE OF	CASE				ATTO	RNEYS	5	
DR. JAMES EMORY SEASHOVS OKLAHOMA DEPARTMENT OF		ARE	Pro 112 Spr	plaintiff: Se 4 East Gran ingfield, M 869-9738			65804	
			Hut 402 Tul For Raym Sequ P. 0	ervenors: chins & Dea 1 South Han sa 74135 defendant: nond J. Tota toyah Memori 0. Box 2535	cvard 749- oro ial 0	ffic	e Blo	dg.
					1			
STATISTICAL RECORD	COSTS		DATE	NAME OR RECEIPT NO.	RE		DI	SB.
J.S. 5 mailed 10-1-72	Clerk		9 -19- 72 -21-72	72 Seasholt C.D.No.13	z 15	00	15	00
J.S. 6 mailed 3-1-76	Marshal							

DATE	PROCEEDINGS	Date Order or Judgment Note
9-19-72	Application and petition for order of mandamus accompanied by brief filed. Summons issued. hm (and Book No. VIII - in vault)	•
9-25-72	Return on service of summons, filed. Served Lloyd Rader, Director Dept. of Public Welfare, in Oklahoma City, Okla on 9-22-72. (\$4.72)	ds
9-27-72 10-12-72	Addition and Amendment of original pleadings by pltf., filed. rm Defendant's motion to dismiss, failure to join an indispensable part bagueness and indefiniteness, filed. Brief attached. ds	у,
10-12-72	Ordered by the Court that plaintiff respond to defendant's motion to dismiss with a responsive brief within ten days of this date. (AEB-J) ds
11-29-72 11-29-72	Motion to intervene of Healthco, Inc., filed. hm (with brief in supp Certificate of mailing, filed. hm	ort)
11 - 29 - 72	Ordered that Pltf & Deft. file responsive briefs to the motion to intervene of Healthco, Inc., within 10 days. (AEB-J)hm	
12-11-72	Objection and answer tomotion to intervene filed by pltf., w/cross-complaint against Healthco, filed. rm	
12-11-72	Ordered that intervenor is granted 10 days in which to respond to pltf.'s obj. and answer to motion to intervene. (AEB-J)rm - ltr wri	tten
12-13-72	Forma Pauperis Affidavit (James E. Seasholtz) filed. js not to MC	
12-21-72	Motion of Healthco, Inc. for enlargement of time to answer, and brief in support, filed. ds	
1-3-73	Order, granting intervenot to 1/12/73 to file brief and response to brief of pltf. and def. USA. (AEB-J)rm - copies mailed	
1-15-73	Brief in reply to Pltf's Obj. to Intervention, filed. r	
1-16-73	of mandamus; objection of Dr. Seasholtz to motion to intervene; definition to dismiss, failure to join an indispensable party, etc. & motion to intervene of Healthco, Inc. (AEB-J)hm	t's
1-16-73	tion for order of mandamus be denied; that objection to motion to invene be overruled; that deft's motion to dismiss, etc. be sustained that motion to intervene of Healthco be sustained. Deft. to prepare F&R within 5 days. (MLB-Mag)hm	ter- &
1-18-73	mailed)	ies
1-18-73	Notice of motion to dismiss, filed. hm	
1-18-73 1-18-73	Brief of Healthco in support ofmotion to dismiss cross-complaint of deft. filed. hm	
1-22-73	Findings and recommendations of Magistrate, filed. (MLB-Mag)hm (cop mailed)	iės
1-30-73	Order, filed, that motion to consolidate this case, 72-C-345 into 72-C-169 is allowed; that complaint in this case is dismissed with being being given 20 days to file an amended claim; that applicatio to intervene of Healthco on behalf of creditors is allowed and that motions to dismiss of Healthco, etc. be considered at a later time. (copies mailed)	n

Dr. James Emory Seasholtz Oklahoma Depart. of Public Cost 3 of 22 PARCES Order filed, Ordered that the "Exceptions" Mot. filed by the Intervenors be and the same is hereby overruled. Ordered that the F/R of the Special Master be & the same are hereby affirmed and adopted by this Court. Ordered that attys' fees be allowed as follows: Stipe, Cossett. Stipe & Harper from the recovery of James Emory Seasholtz \$750.00, Lawrence A. McSoud from the recovery of James Emory Seasholtz \$750.00, Lawrence A. McSoud from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the from the from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the from the from the from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the from th	VIL DOCKET PLAINTIFF	COMINAC	ATIONSTIC		DEFENDANT	
2-27-76 Order filed, Ordered that the "Exceptions" Mot. filed by the Intervenors be and the same is hereby overruled. Ordered that the F/R of the Special Master be & the same are hereby affirmed and adopted by this Court. Ordered that attys' fees be allowed as follows: Stip, Gossett, Stipe & Harper Irom the recovery of James Emory Seasholtz \$750.00, Lawrence A. McSoud from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger and Lawrence A. McSoud from the recovery of Janes Emory Seasholtz \$4,000.00, W. L. Steger and Lawrence A. McSoud from the recovery of Hard John Seasholtz \$10.201.37. (AEB-J)t cps. mld. 2-27 Judgment filed and entered; that Judg. Is hereby entered against the U.S.A. for D.H.E. & W in the amount of \$73,675.24 & judg. Is entered against the State of Oklahoma, Dept. of Public Welfare, in the amt. of \$47,739.70 which amount totals \$121,41-94 and which judgment is in favor of the following recipients for the following amounts: James Emory Seasholtz \$78,398.6, Ira John Seasholtz \$20,402.74, Harold W. Brooks \$22,613.44 for a total of \$121,414.94. Ordered that judg. is hereby entered against the State of Okla. Dept. of Public Welfare, in the amt of \$10,527.70, which judg. is in favor of Healthco, Inc., d/b/a Murray Myers Co. & Murray Myers X-Ray Co. Ordered that Ira John Seasholtz & Har W. Brooks are hereby made parties to this action to enable them to participate in the entry, payment and satisfaction of this judg ment. Ordered that judg, in favor of Ira John Seasholtz of Hard W. Brooks are hereby made parties to this action to enable them to participate in the entry, payment and satisfaction of this judg ment. Ordered that judg. in favor of Ira John Seasholtz of Hard W. Brooks are hereby made judge. In favor of Ira John Seasholtz of the amt. of \$20,402.74 may be satisfied by the U.S. A. & the State of Okla. by the payment of such amount to Falo,525.48 by delivering said met amount to the attys for Hard W. Brooks, Lawrence	Dr.	James	Emory	Seasholtz	Oklahoma Depart. of Publ Welfare	DOCKET NO. 72-C-344, PAGES
Intervenors be and the same is hereby overruled. Ordered that the F/R of the Special Master be & the same are hereby affirmed and adopted by this Court. Ordered that attys' fees be allowed as follows: Stipe, Cossett, STIPe & Harper from the recovery of James Emory Seasholtz \$750.00, Lawrence A. McSoud from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger from the recovery of James Emory Seasholtz \$4,000.00, W. L. Steger and Lawrence A. McSoud from the recovery of Ira John Seasholtz Sto.201.37. (AEB-J)t cps. mld. Steger and Lawrence A. McSoud from the recovery of Harold W. Brooks \$5,408.00, JR Hall, Jr. and Joseph Mountford from the recovery of Ira John Seasholtz \$10.201.37. (AEB-J)t cps. mld. Judgment filled and entered; that Judg. is hereby entered against the State of Oklahoma, Dept. of Public Welfare, in the amt. of \$47,739.70 which amount totals \$121,414.94 and which judgment is in favor of the following recipients for the following amounts: James Emory Seasholtz \$78,398.76, Ira John Seasholtz \$0.040.74, Harold W. Brooks \$22,613.44 for a total of \$121,414.94. Ordered that judg. is hereby entered against the State of Okla. Dept. of Public Welfare, in the amt of \$10,827.70, which judg. is in favor of Healthco, Inc., d/b/a Murray Myers Co. & Murray Myers X-Ray Co. Ordered that Ira John Seasholtz & Har W. Brooks are hereby made parties to this action to enable them to participate in the entry, payment and satisfaction of this judg ment. Ordered that judg. in favor of Ira John Seasholtz & Har W. Brooks are hereby made parties to this action to enable them to participate in the entry, payment and satisfaction of this judg ment. Ordered that judg. in favor of Ira John Seasholtz & Har W. Brooks are hereby made parties to this action to enable them to participate in the entry, payment and satisfaction of this judg ment. Ordered that judg. in favor of Ira John Seasholtz by delivering said payment to his attorneys, I.R.Hall, Jr. & Joe Mountford. Ordered that the judg. in favor of Haalthco, Inc., d/b/a M	DATE	NR.				de anti-responsable de la reconstrucción de la reco
Judgment filed and entered; that Judg, is hereby entered against the U.S.A. for D.H.E. & W in the amount of \$73,675.24 & judg, is entered against the State of Oklahoma, Dept. of Public Welfare, in the amt. of \$47,739.70 which amount totals \$121,414.94 and which judgment is in favor of the following recipients for the following amounts: James Emory Seasholtz \$78,398.76, Ira John Seasholtz \$20,402.74, Harold W. Brooks \$22,613.44 for a total of \$121,414.94. Ordered that judg, is hereby entered against the State of Okla. Dept. of Public Welfare, in the amt of \$10,827.70, which judg, is in favor of Healthco, Inc., d/b/a Murray Myers Co. & Murray Myers X-Ray Co. Ordered that Ira John Seasholtz & Har W. Brooks are hereby made parties to this action to enable them to participate in the entry, payment and satisfaction of this judg ment. Ordered that judg, in favor of Ira John Seasholtz in the amt. of \$20,402.74 may be satisfied by the U.S.A. & the State of Okla, by the payment of such amount to Ira John Seasholtz by delivering said payment to his attorneys, J.R.Hall, Jr. & Joe Mountford. Ordered that the judg, in favor of Harold W. Brooks in amt. of \$22,613.74 may be satisfied by the U.S.A. & the State of Okla, by the payment of said amount, less a sum of \$6,087.96, deducted because of an Internal Revenue Service tax levy, or a net amount of \$16,525.48 by delivering saidmet amount to the attys for Harold W. Brooks, Lawrence A. McSoud & W. L. Steger. Ordered that judg, in favor of Healthco, Inc. d/b/a Murray Myers Company & Murray Myers X-Ray Co. in amt of \$10,827.70 may be satisfied by the State of Okla. Okla. Dept. of Public of Welfare, by payment of said amt. of Healthco, Inc., d/b/a Murray Myers IX-Ray Co. by delivering said payment to its attorney, Ross Hutchins. Ordered that judg. in favor of James Emory Seasholtz in the amt of \$78,398.76 may be satisfied by the U.S. A. & the State of Okla. Okla. Dept. of Public of Welfare, by payment of such amt. of James Emory Seasholtz in the amt of \$78,398.76 may be satisfied b	2-27-76		Intervented the F, and ac as for James recover from Steger \$5,408	venors be and /R of the Spe dopted by the lows: Stipe Emory Seash ery of James the recovery and Lawrences.00, J. R. H.	d the same is hereby overruled. ecial Master be & the same are his Court. Ordered that attys' fe, Gossett, Stipe & Harper from toltz \$750.00, Lawrence A. McSoud Emory Seasholtz \$4,000.00, W. L of James Emory Seasholtz \$4,000 ce A. McSoud from the recovery of Hall, Jr. and Joseph Mountford f	Ordered that ereby affirmed es be allowed he recovery of from the . Steger .00, W. L. Harold W. Brooks
Welfare, filed. rm Receipt, release and satisfaction of judg. by W. L. Steger and Lawrence McSoud re judg. against State of Okla. & USA in favor of			Judgm the U enter in the which follow Seash \$121, State which Co. & W. Br to pa ment. okla. delive Mount amt. Okla. deduc net an attys Order Compan satis Welfa. Myers Hutch in the State by de W. L. cause judg. Releas	ent filed and S.A. for D.1 ed against the amt. of \$4 judgment is wing amounts oltz \$20,402 414.94. Ordered of Okla. Deput of Okla. Deput of \$20,402.76 by the payment of \$20,402.76 by the payment of \$22,613.46 by the payment of \$22,613.46 by the payment of \$16 for Harold Wed that judg and S. Murray I fied by the re, by payment X-Ray Co. by ins. Ordered amt of \$78 of Okla. by livering said sof action are see and satisfied sa	d entered; that Judg. is hereby H.E. & W in the amount of \$73,67 he State of Oklahoma, Dept. of P7,739.70 which amount totals \$12 in favor of the following recipe: James Emory Seasholtz \$78,398.74, Harold W. Brooks \$22,613.44 ered that judg. is hereby entered that judg. is hereby entered that judg. Inc., d/b/a s X-Ray Co. Ordered that Ira Joheby made parties to this action the entry, payment and satisface at judg. in favor of Ira John Seat judg. in favor of Haded that the judg. In favor of James Extra for Okla. Okla. Dept. of Punt of said amt. of Healthco, Inc. d/b Myers X-Ray Co. in amt of \$10,82 State of Okla. Okla. Dept. of Punt of said amt. of Healthco, Inc. d/b Myers X-Ray Co. in favor of James Extra judg. in favor	entered against 5.24 & judg. is ublic Welfare, 1,414.94 and ients for the .76, Ira John for a total of d against the t of \$10,827.70, Murray Myers n Seasholtz & Hard to enable them tion of this judg- asholtz in the & the State of easholtz by 1, Jr. & Joe rold W. Brooks in A. & the State of f \$6,087.96, ax levy, or a ount to the W. L. Steger. /a Murray Myers 7.70 may be blic of ., d/b/a Murray attorney, Ross mory Seasholtz U. S. A. & the es Emory Seasholtz ence A. McSoud, laims and t those reduced to . (AEB-J)t cps. mi Healthco, of judg
Lawrence McSoud re judg. against State of Okla. & USA in favor of			in amt	t. of \$10,827	7.70, from State. of Okla., Okla	
	3-3		Lawren	ce McSoud re	judg. against State of Okla. &	

DC-111A (Rev. 1/75)

PLAINTIFF		DEFENDANT	7.
			DOCKET NO.
			PAGE OF PAG
DATE	NR.	PROCEEDINGS	
3-3-76		Receipt, release and satisfaction of judg. by Jam re judg. in favor of him and against State of Okl	es E. Seasholtz a. and USA,filed.
3-3		Receipt, release and satisfaction of judg. by J. judg. in favor of Ira John Seasholtz and against USA, filed. rm	R. Hall, Jr. re State of Okla. an
3-18		Release, receipt and satisfaction of judg. by Dr. Seasholtz, filed. rm	James Emory
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